PATENT/OFFICIAL 10/578706 LAP12 Rec'd PCT/PTO 10 MAY 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Vitali TARAROV et al.

Title:

METHOD FOR THE PRODUCTION OF STATINS

Appl. No.:

Not Assigned

Filing Date:

May 10, 2006

Examiner:

Not Assigned

Art Unit:

Not Assigned

Atty Docket No: LNK-014

MAIL STOP AMENDMENT

Honorable Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

## **INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. Accordingly, no certification or fee is required.

The starred (\*) documents listed on the Form PTO-1449 attached hereto were cited during prosecution of the international phase of the instant application (PCT/EP04/012659) or its German counterpart application (DE 103 52 659.5). Copies of the foreign patent and non-patent literature references are enclosed herewith. However, in accordance with the revised procedures under 37 CFR 1.98(a)(2)(i), copies of the cited U.S. patent references have not been provided.

10/578706

National Phase Entry for PCT/EP04/012659

Atty Docket No.: LNK-014 IAP12 Rec'd PCT/PTO 10 MAY 2006

In accordance with 37 C.F.R. §§ 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search had been made or that information cited is, or is considered to be, material to patentability as defined in 37 C.F.R.§ 1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item, and Applicant reserves the right to prove that the date of publication is in fact different.

The Commissioner is authorized to charge any deficiency in any fees pursuant to 37 CFR § 1.17 associated with this communication and to credit any excess payment to Deposit Account No. 50-2101.

Respectfully submitted,

Date: 05/10/06

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Tel: 703-549-7691 Fax: 703-549-7692 By: \_\_\_\_\_\_\_\_\_

Name: Chalin A. Smith Title: Attorney for Applicant Registration No. 41,569

**CUSTOMER NUMBER 31,496** 

SHEET 1 OF 2 ATTY. DOCKET NO. LNK-014 INFORMATION DISCLOSURE (National Phase of CITATION IN AN PCT/EP04/012,659) APPLICATION (PTO-1449) **APPLICANT** VITALI TARAROV et al. NATIONAL PHASE FILING **GROUP DATE** Not Assigned MAY 10, 2006 **U.S. PATENT DOCUMENTS EXAMINER'S** FILING DATE **INITIALS CLASS** PATENT NO. DATE **NAME SUBCLASS** 11/25/1986 Jewell et al. (\*) (A) 4,625,039 Raghunath et al. (\*) 6,417,374 07/09/2002 (B) **EXAMINER'S** Translation Yes No **INITIALS** PATENT NO. **DATE** COUNTRY/APPLICANT **CLASS SUBCLASS** 03/05/1987 DE 35 30 798 A1 Germany (Hoechst AG) (\*) (C) X EP 0 244 364 A2 11/04/1987 EPO (Sandoz AG) (D) (E) EP 0 352 864 A2 EPO (Zambon Group S.p.A.) 01/31/1990 EP 0 374 922 A2 06/27/1990 EPO (Kanegafuchi Chemical Industry) EPO (Zambon Group S.p.A.) (G) EP 0 436 851 A1 07/17/1991 (H) EP 0 521 471 A1 01/07/1993 | EPO (Shionogi Seiyaku Kabushiki Kaisha) 04/01/1993 WO 93/6235 A1 WIPO (Imperial Chemical Industries) (\*) OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) Examination Report issued in DE 103 52 659.5 (08/12/2004) International Search Report issued in PCT/EP04/012659 (05/26/2005) (K) Bennett, Frank et al., J. Chem. Soc. Perkin Trans. 1: S. 133-140 (1991) (\*) (M) Ghosh, A. K. et al., J. Org. Chem., 67: 8783-8788 (2002) (\*) Prasad, Kapa et al., Tetrahedron Asymmetry, 1(5): S. 307-310 (1990) (\*) (O) Prasad, Kapa et al., Tetrahedron Letters, 25(32): 3391-3394 (1984) (\*) (P) Rosen, T. et al., J. Org. Chem., 49: 3994-4003 (1994) (\*) (Q) Watanabe, M. et al., Bioorg. & Med. Chem., 5(2): 437-444 (1997) (\*)

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

INFORMATION DISCLOSURE CITATION IN AN APPLICATION (PTO-1449)				ATTY. DOCKET NO. LNK-014  APPLICANT VITALI TARAROV		Not Assigned (National Phase of PCT/EP04/012,659)	
				NATIONAL PHASE FILING DATE MAY 10, 2006		GROUP Not Assigned	
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EXAMINER'S INITIALS	PATENT NO.	DATE	NAME		CLASS	SUBCLASS	FILING DATE
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EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY/APPLICANT		CLASS	SUBCLASS	Translation Yes No
(R)		08/11/1993	EPO (Shionogi Seiyaku Kabushiki Kaisha)				
(S)	EP 0 583 171 A	02/16/1994	` '	EPO (Takasago International Corporation) (*)		<b></b>	
(T)	WO 95/18784	07/13/1995	WIPO (Merc	WIPO (Merck & Co.)			
(U)	WO 02/06266 A	01/24/2002	WIPO (DSM NV) (*)		••		
(V)	WO 03/004450 A1	01/16/2003	WIPO (CIBA Specialty Chemicals Holding)				
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(X)	EP 1 288 213 A1	03/05/2003	EPO (Kaneka	a Corporation) (*)	***	••	
	OTHER ART	(Including	g Author, Ti	itle, Date, Pertir	ient Page	es, Etc.)	
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